



Attorney's Docket No. U 011457-4

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3762  
#140

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

PATENT

In re application of: Jury Vladimir Tszyan KANCHZHEN

Serial No. 08/952,194

Group No.: 3762

Filed: November 10, 1997

Examiner: Ken Schaetzle

For: DEVICE "BIOTRON TSZYAN-2" FOR TRANSMITTING A NATURAL INFORMATION SUPPLY TO A BIOLOGICAL OBJECT

Assistant Commissioner for Patents  
Washington, DC 20231

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed SEPTEMBER 25, 2000 finally rejecting claims 1-8.

The item(s) checked below are appropriate:

**1. STATUS OF APPLICANT**

This application is on behalf of

other than a small entity  
 a small entity

A verified statement

is attached  
 was already filed on November 10, 1997

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 CFR 1.17(e) the fee for filing the Notice of Appeal is:

small entity \$155.00  
 other than small entity \$310.00

03/29/2001 GTEFFERA 00000030 08952194

01 FC:219

**155.00 OP Notice of Appeal fee due \$ 155.00**

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**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)**

I hereby certify that this correspondence is, on the date shown below, being:

**MAILING**

deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231

Date: March 23, 2001

**FACSIMILE**

transmitted by facsimile to the Patent and Trademark Office

Signature

JULIAN H. COHEN

(type or print name of person certifying)

(Notice of Appeal from the Primary Examiner to Board [9-6]  
—page 1 of 3)

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01 FC:217

**445.00 OP**

### 3. EXTENSION OF TERM

**NOTE:** The time periods set forth in 37 CFR 1.191 are subject to the provision of §1.136 for patent applications. 37 CFR 1.191(d). (But see 37 CFR 1.645 for extension of time in interference proceedings and 37 CFR 1.550(c) for extension of time in reexamination proceedings).

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

(a)  Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d)) for the total number of months checked below:

Extension <u>(months)</u>	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 390.00	\$195.00
<input checked="" type="checkbox"/> three months	\$ 890.00	\$445.00
<input type="checkbox"/> four months	\$ 1,390.00	\$697.00

Fee \$ 445.00

If an additional extension of time is required please consider this a petition therefor.

(check and complete the next item, if applicable)

An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of \$ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ 445.00

or

(b)  Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

### 4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$ 155.00

Extension of (if any) \$ 445.00

TOTAL FEE DUE \$ 600.00

### 5. FEE PAYMENT

Attached is a check in the sum of \$ 600.00.

Charge Account No. \_\_\_\_\_ the sum of \$ \_\_\_\_\_.

A duplicate of this transmittal is attached.

## 6. FEE DEFICIENCY

*NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, 1065 O.G. 31-33.*

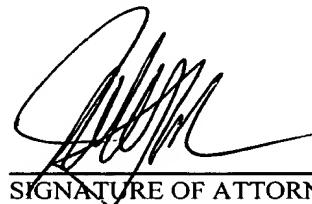
If any additional extension and/or fee is required, this is a request therefor and charge Account No. 12-0425.

AND/OR

If any additional fee for claims is required, charge Account No. 12-0425.

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SIGNATURE OF ATTORNEY

JULIAN H. COHEN

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